

**NOTICE OF MEETING
ELLIS COUNTY COMMISSIONERS COURT**

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY JULY 17, 2018, 10:00 A.M., IN THE HISTORIC ELLIS COUNTY COURTHOUSE, COMMISSIONERS COURTROOM (2ND FLR), 101 W. MAIN STREET, WAXAHACHIE, TEXAS AT WHICH TIME THE FOLLOWING WAS DISCUSSED AND CONSIDERED, TO-WIT:

MEMBERS PRESENT:

COUNTY JUDGE: CAROL BUSH

COUNTY CLERK: CINDY POLLEY

COMMISSIONERS:

ASSISTANT COUNTY ATTORNEY: VANCE HINDS

RANDY STINSON, COMMISSIONER PCT 1

LANE GRAYSON, COMMISSIONER PCT 2

PAUL PERRY, COMMISSIONER PCT 3

KYLE BUTLER, COMMISSIONER PCT 4

OPENING COURT

THE COUNTY JUDGE CALLS MEETING TO ORDER, DECLARES QUORUM AND DECLARES NOTICES LEGALLY POSTED PURSUANT TO OPEN MEETINGS ACT.

MOTION TO OPEN COURT BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

INVOCATION AND PLEDGE OF ALLEGIANCE – COMMISSIONER KYLE BUTLER

RECESS TO CONVENE TO EXECUTIVE SESSION

10:08 AM

MOTION BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

EXECUTIVE SESSION

THE COMMISSIONERS COURT OF ELLIS COUNTY RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY OF THE MATTERS LISTED IN THIS AGENDA, IN THE ORDER DEEMED APPROPRIATE, AS AUTHORIZED BY TEXAS GOVERNMENT CODE 551, OR TO SEEK THE ADVICE OF ITS ATTORNEY AND/OR OTHER ATTORNEYS REPRESENTING ELLIS COUNTY ON ANY MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE COMMISSIONERS COURT UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH TEXAS GOVERNMENT CODE CHAPTER 551 OR AS OTHERWISE MAY BE PERMITTED UNDER 551.

4.1 PURSUANT TO §551.074 OF THE GOVERNMENT CODE, CONSULTATION REGARDING PERSONNEL MATTERS.

4.2 PURSUANT TO SECTION 551.071 OF THE GOVERNMENT CODE, CONSULTATION WITH COUNSEL REGARDING PENDING OR CONTEMPLATED LITIGATION.

ADJOURN OF EXECUTIVE SESSION

11:26 AM

MOTION BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

PUBLIC COMMENT*- MEMBERS OF THE PUBLIC WILL HAVE THE OPPORTUNITY TO MAKE THEIR COMMENTS AT THE TIME THE AGENDA ITEM IS BEING ADDRESSED.

MINUTE ORDER 301.18 APPROVING CONSENT AGENDA

ADMINISTRATIVE:

- A1 APPROVAL OF REGULAR BILLS, PAYROLL, AND OFFICERS' REPORTS
- A2 2ND QUARTER 2018 INVESTMENT REPORT. – CHERYL CHAMBERS, TREASURER

FINANCIAL:

- F1 FROM 001-0010-50870 ESTRAY \$5,000.00 To 001-0010-50810 AUTO TIRES \$5,000.00. – CHUCK EDGE, SHERIFF
- F2 FROM 001-0015-50888 COMP SERVICE HARDWARE/SOFTWARE \$2,694.23 To 001-0015-50704 PEST CONTROL \$44.72; 001-0015-50807 GENERAL MISC \$242.10; 001-0015-50812 RADIOS \$349.00; 001-0015-50835 EMPLOYEE TRAINING \$195.00; 001-0015-50857 PERIPHERAL EXPENDITURES \$1,863.41. - CHUCK EDGE, SHERIFF
- F3 FROM 001-0015-50502 STAFF SALARY \$15,000.00 To 001-0015-50873 BUILDING MECHANICAL CONTRACTS \$15,000.00. – CHUCK EDGE, SHERIFF
- F4 FROM 001-0450-50689 GIS SOFTWARE CONTRACT \$100.00 To 001-0450-50805 CONFERENCE \$100.00. – TIM BIRDWELL, FIRE MARSHAL
- F5 FROM 001-0400-50801 SUPPLIES \$1,505.00; 001-0400-50873 MAINT/RPS OFFICE EQUIP \$2,000.00; 001-0400-50803 FURN/FIXTURES \$100.00 To 001-0400-50819 COMPUTER \$3,600.00; 001-0400-50885 SALES TAX \$5.00. – CHERYL CHAMBERS, TREASURER
- F6 FROM 001-0210-40964 CONTRACTING ELECTIONS \$15,972.00 To 001-0210-50942 ELECTION EXPENSES \$6,000.00; 001-0210-50848 HOLDING SALARY \$9,972.00. – JANA ONYON, ELECTIONS ADMINISTRATOR
- F7 FROM 012-0755-30302 FUND BALANCE CARRYOVER \$110,000.00; 012-0755-40008 INTERLOCAL \$90,000.00 To 012-0755-50915 ASPHALT \$150,000.00; 012-0755-50911 GRAVEL \$50,000.00. – KYLE BUTLER, COMMISSIONER, PCT. 4
- F8 FROM 006-0754-40010 SALE OF EQUIPMENT \$78,486.25 To 006-0754-50802 EQUIPMENT \$78,486.25. – KYLE BUTLER, COMMISSIONER, PCT. 4
- F9 FROM 010-0653-50807 FM2 GENERAL EXPENSES \$50,000.00 To 010-0653-50802 FM2 EQUIPMENT \$50,000.00. – LANE GRAYSON, COMMISSIONER, PCT. 2
- F10 FROM 001-0050-50819 COMPUTERS \$340.00 To 001-0050-50843 4H TRAVEL \$340.00. – MARK ARNOLD, EXTENSION OFFICE

SIMPLIFIED PLAT:

- SP1 CONSIDER AND ACT ON A REQUEST FOR A SIMPLIFIED PLAT OF E. B. LANE ESTATES, LOTS 1 - 4. THE PROPERTY CONTAINS ± 21.2557 ACRES OF LAND IN OBED VAN POOL SURVEY, ABSTRACT NO. 1105, LOCATED NORTHEAST CORNER OF STATE HIGHWAY 34 AND E.B. LANE, ENNIS, ROAD & BRIDGE PRECINCT No. 2.

MOTION TO APPROVE CONSENT AGENDA BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

RECESS REGULAR SESSION TO CONVENE INTO PUBLIC HEARING

MOTION BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

PUBLIC HEARING

CONDUCT A PUBLIC HEARING TO CONSIDER A REQUEST TO AMEND ORDER No. 192.02, AS AMENDED, THE RULES, REGULATIONS, AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES, SPECIFICALLY AMENDING SECTION VIII-A (LOTS), VIII-B (STREET LAYOUT), AND ARTICLE IX (CONSTRUCTION PROCEDURES AND SPECIFICATIONS) AND ANY OTHER RELATED ARTICLES, SECTIONS AND PARAGRAPHS REGARDING TRAFFIC STUDIES, CONCRETE THICKNESS, AND DEVELOPMENT ALONG PRIVATE ROADS.

ADJOURN PUBLIC HEARING AND RECONVENE TO REGULAR SESSION

MOTION BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

DEPARTMENT OF COUNTY DEVELOPMENT

CONSIDERATION AND ACTION AS MAY BE APPROPRIATE REGARDING THE FOLLOWING MATTERS:

MINUTE ORDER 302.18 1.1 APPROVING A REPLAT OF SOUTHERN HILLS ADDITION NO. 2, LOT 8, BLOCK M INTO SOUTHERN HILLS ADDITION NO. 2, LOTS 8A & 8B, BLOCK M. THE PROPERTY CONTAINS ± 1.210 ACRES OF LAND IN THE JOHN SPOON SURVEY, ABSTRACT 1014 LOCATED AT THE SOUTHEAST CORNER OF JACKSON STREET AND BURNEY LANE IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF RED OAK, ROAD & BRIDGE PRECINCT NO. 4.

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER 303.18 1.2 APPROVING REPLAT OF MEADOW CREEK FARMS ADDITION INSTALLMENT NO. 1, LOT 9 INTO MEADOW CREEK FARMS ADDITION INSTALLMENT NO. 1, LOTS 9A AND LOT 9B. THE PROPERTY CONTAINS ± 9.056 ACRES OF LAND IN THE F. D. ROBERTSON SURVEY, ABSTRACT NO. 895 LOCATED AT THE SOUTHEAST CORNER OF FEASTER ROAD AND FAIR WEATHER FARM ROAD, AVALON, ROAD & BRIDGE PRECINCT NO. 2.

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

MINUTE ORDER 304.18 1.3 APPROVING A REPLAT OF DUENAS ACRES, LOT 4 OF INTO DUENAS ACRES, LOTS 4A AND LOT 4B. THE PROPERTY CONTAINS ± 5.374 ACRES OF LAND LOCATED ON THE WEST SIDE OF GIBSON ROAD ± 350 FEET NORTH OF BROADHEAD ROAD IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 4.

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

NO ACTION 1.4 CONSIDER AND ACT ON A ONE-TIME VARIANCE FROM SECTION VIII (A) OF THE COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES TO ALLOWING A "FLAG LOT" ON A PIECE OF PROPERTY LOCATED NORTH OIL FIELD ROAD AND ± 2,400 FEET EAST OF FM 1181, ENNIS, COMMONLY KNOWN AS PARCEL ID No. 176989, ROAD & BRIDGE PRECINCT No. 2

NO ACTION 1.5 CONSIDER AND ACT ON A REQUEST FOR A SIMPLIFIED PLAT OF OIL FIELD ROAD SUBDIVISION, LOT 1. THE PROPERTY CONTAINS ± 4.525 ACRES OF LAND IN THOMAS JEFFERSON CHAMBERS SURVEY, ABSTRACT No. 1, LOCATED NORTH OIL FIELD ROAD AND ± 2,400 FEET EAST OF FM 1181, ENNIS, ROAD & BRIDGE PRECINCT 2.

MINUTE ORDER 305.18 1.6 RELEASING MAINTENANCE BOND NO. 1117994 ISSUED BY LEXON INSURANCE COMPANY, IN THE AMOUNT OF ONE HUNDRED EIGHTY-TWO THOUSAND DOLLARS (\$182,000.00) FOR ADAY ESTATES, PHASE 2, LOCATED IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

TO 1.8

NO ACTION 1.8 CONSIDER AND ACT UPON A REQUEST TO GRANT A VARIANCE FOR A ONE-TIME VARIANCE FROM SECTION VIII (A) (RESIDENTIAL LOTS) OF THE COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES TO ALLOW A REPLAT TO CREATE TWO (2) LOTS WITH LESS THAN REQUIRED 150 FEET OF ROAD FRONTAGE. THE PROPERTY CONTAINS ± 2.5 ACRES OF LAND, COMMONLY KNOWN AS 3521 CEMENT VALLEY ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF MIDLOTHIAN, ROAD & BRIDGE PRECINCT No. 4.

TO 1.7

MINUTE ORDER 306.18 1.7 GRANTING A VARIANCE FOR A ONE-TIME VARIANCE FROM SECTION VIII (A)(RESIDENTIAL LOTS) OF THE COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES TO ALLOW A REPLAT TO CREATE TWO (2) LOTS WITH LESS THAN REQUIRED 150 FEET OF ROAD FRONTAGE. THE PROPERTY CONTAINS ± 11.01 ACRES OF LAND, COMMONLY KNOWN AS 2230 FM 1446, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 3.

MOTION TO APPROVE BY PERRY, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER 307.18 1.9 GRANTING A ONE-TIME VARIANCE FROM SECTION II-H (UTILITY SERVICE) OF THE COUNTY OF ELLIS RULES, REGULATIONS AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED HOMES TO ALLOW DEVELOPMENT OF PROPERTY WITHOUT MEETING THE MINIMUM FIRE HYDRANT REQUIREMENTS. THE PROPERTY CONTAINS ± 4.997 ACRES OF THE F.M. WOODARD SURVEY, ABSTRACT NO. 1120, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 1.

PARTICIPANTS: JASON SHELBY, HILL PRATT, JIM AND LINDA GREENLY, GINA SCOTT, BOBBY KING

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

NO ACTION 1.10 CONSIDER AND ACT UPON AN AMENDMENT TO ORDER No. 192.02, AS AMENDED, THE RULES, REGULATIONS, AND SPECIFICATIONS FOR SUBDIVISIONS AND MANUFACTURED

HOMES, SPECIFICALLY AMENDING SECTION VIII-A (LOTS), VIII-B (STREET LAYOUT), AND ARTICLE IX (CONSTRUCTION PROCEDURES AND SPECIFICATIONS) AND ANY OTHER RELATED ARTICLES, SECTIONS AND PARAGRAPHS REGARDING TRAFFIC STUDIES, CONCRETE THICKNESS, AND DEVELOPMENT ALONG PRIVATE ROADS.

PURCHASING

CONSIDERATION AND ACTION AS MAY BE APPROPRIATE REGARDING THE FOLLOWING MATTERS:

MINUTE ORDER 308.18 2.1 CORRECTING VEHICLE IDENTIFICATION NUMBER FROM JULY 3, 2018 COMMISSIONERS COURT, ITEM 2.6, MINUTE ORDER 292.18, 2012 DODGE CHARGER SHOULD BE VIN 2C3CDXAG0CH156081 NOT VIN 2C3CDXAG2CH156082.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER 309.18 2.2 APPROVING PURCHASE OF A 2018 NISSAN TITAN FOR ROAD AND BRIDGE PRECINCT 3. GUNN NISSAN PARTICIPATES WITH BUYBOARD, CONTRACT 521-16, EXPIRES 11/30/19.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER STINSON CARRIES UNANIMOUSLY

MINUTE ORDER 310.18 2.3 APPROVING PURCHASE OF A BOMAG BW177D-5 ROLLER FROM RB EVERETT AND COMPANY. RB EVERETT PARTICIPATES WITH BUYBOARD, CONTRACT # 515-16, EXPIRES 11/30/2019.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER 311.18 2.4 APPROVING PURCHASE OF A 2018 FORD F-750 DUMP TRUCK FROM RUSH TRUCK CENTERS. RUSH TRUCK CENTER PARTICIPATES WITH BUYBOARD, CONTRACT # 521-16, EXPIRES 11/30/2019.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER 312.18 2.5 ACCEPTING THE AGREED UPON TERMS FROM CURRENT VENDORS FOR PRICE INCREASES ON RB-2017-006 THROUGH DECEMBER 31, 2018

MOTION BY COMMISSIONER PERRY TO APPROVE ALL THREE VENDORS THROUGH DECEMBER 31, 2018, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER 313.18 2.6 APPROVING THE ANNUAL VIPRE ENDPOINT SECURITY CONTRACT FOR ELLIS COUNTY.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

MINUTE ORDER 314.18 2.7 APPROVING THE ANNUAL BARRACUDA BACKUP SUBSCRIPTION FOR ELLIS COUNTY.

MOTION TO APPROVE BY COMMISSIONER STINSON, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER 315.18 2.8 APPROVING PURCHASE THE NECESSARY FURNITURE REQUESTED FOR THE JUDGE'S CHAMBERS IN THE 378TH COURTROOM NOT TO EXCEED \$15,000
MOTION TO APPROVE BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

ADMINISTRATIVE

NO ACTION 3.1 BURN BAN FOR ELLIS COUNTY. – TIM BIRDWELL, FIRE MARSHAL (*IN EFFECT*)

MINUTE ORDER 316.18 3.2 RENEWING THE COUNTY AND RETIREE HEALTH INSURANCE COVERAGE AND PREMIUMS THROUGH THE TEXAS ASSOCIATION OF COUNTIES HEALTH AND EMPLOYEE BENEFITS POOL FOR FISCAL YEAR 2018-2019 WITH MODIFICATION IN VISION CARE, REPLACING SPECTERA WITH EYEMED, WITH COUNTY ABSORBING INCREASE IN EMPLOYEE HEALTH CARE COST OF \$29,004.00 AND AUTHORIZING THE COUNTY JUDGE TO SIGN RENEWAL DOCUMENTS WITH ADDITIONAL COST TO COUNTY OF 271,257.12.

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECOND BY COMMISSIONER PERRY CARRIES UNANIMOUSLY

REPORT 3.3 COMPENSATORY TIME REPORTING. – THERESA TAYLOR, DIRECTOR OF HUMAN RESOURCES

MINUTE ORDER 317.18 3.4 APPROVING WORK ORDER FOR FERRIS ISD INTERLOCAL MINUTE NO. 252.18. WORK INCLUDES RESURFACE PARKING LOT AT YELLOW JACKETS STADIUM; REPLACE 2 EXISTING CULVERTS; ADD 14 ADDITIONAL LOADS OF BASE. – RANDY STINSON, COMMISSIONER, PCT. 1

MOTION BY COMMISSIONER STINSON, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER 318.18 3.5 APPROVING UPDATE OF ELLIS COUNTY INVESTMENT POLICY. – CHERYL CHAMBERS, TREASURER

MOTION BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

MINUTE ORDER 319.18 3.6 APPROVING COST INCREASE TO \$60.00 PER DAY FOR HOUSING CLASS C MISDEMEANOR INMATES FROM MUNICIPALITIES IN ELLIS COUNTY. – CHUCK EDGE, SHERIFF

MOTION BY COMMISSIONER PERRY, SECOND BY COMMISSIONER BUTLER CARRIES UNANIMOUSLY

TABLED 3.7 APPROVAL FOR THE COUNTY JUDGE TO SIGN AN INTERLOCAL AGREEMENT ON BEHALF OF ELLIS COUNTY FOR THE ELLIS COUNTY PURCHASING AGENT TO HANDLE THE PURCHASING FUNCTIONS OF THE ELLIS COUNTY JUVENILE BOARD AND THE ELLIS COUNTY JUVENILE PROBATION DEPARTMENT PURSUANT TO SECTION 140.003 OF THE LOCAL GOVERNMENT CODE. ONCE APPROVED AND EXECUTED BY THE ELLIS COUNTY COMMISSIONERS, THE INTERLOCAL AGREEMENT WILL BE PRESENTED TO THE ELLIS COUNTY JUVENILE BOARD FOR THEIR APPROVAL AND ACCEPTANCE. – VANCE HINDS, ASSISTANT COUNTY & DISTRICT ATTORNEY

MINUTE ORDER 320.18 3.8 APPROVING TO RETAIN THE PROFESSIONAL LEGAL SERVICES OF LYNN, ROSS & GANNAWAY REGARDING EMPLOYMENT LAW MATTERS.

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECOND BY COMMISSIONER STINSON WITH COMMISSIONER COMMISSIONER PERRY OPPOSED, VOTING NO ... MOTION CARRIES 4/1

ADJOURNMENT

MOTION TO ADJOURN BY COMMISSIONER PERRY, SECOND BY COMMISSIONER GRAYSON CARRIES UNANIMOUSLY

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT JULY 17, 2018 ARE HEREBY APPROVED.

PRESIDING OFFICER:



CAROL BUSH, COUNTY JUDGE



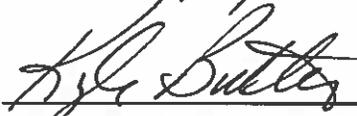
RANDY STINSON, COMMISSIONER PCT 1



LANE GRAYSON, COMMISSIONER PCT 2

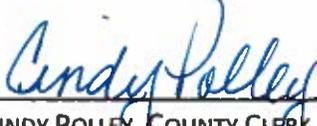


PAUL PERRY, COMMISSIONER PCT 3



KYLE BUTLER, COMMISSIONER PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS OCTOBER 8, 2018



CINDY POLLEY, COUNTY CLERK

